

ORIGINAL

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

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Illinois Commerce Commission  
RAIL SAFETY SECTION

WISCONSIN CENTRAL LTD.,

Petitioner,

vs.

ILLINOIS DEPARTMENT OF TRANSPORTATION

Respondent.

DOCKET NO. T03-0080

Petition of Wisconsin Central Ltd. seeking an  
order of the Illinois Commerce Commission  
directing that an additional track and grade  
crossing be constructed at ILL 60 Town Line Road  
(DOT 689 699V) on the Wisconsin Central Ltd.  
in Lake County, Illinois.

SUPPLEMENTAL PETITION

Now comes Petitioner, Wisconsin Central Ltd. ("WCL"), and for its supplemental petition in the above-referenced docket states as follows:

1. WCL is a rail carrier operating in Illinois and is a rail carrier within the meaning of the Illinois Commercial Transportation Law.
2. The Illinois Department of Transportation ("IDOT") is a political subdivision within the State of Illinois and is subject to the jurisdiction of the Commission.
3. ILL 60 Town Line Road is under the jurisdiction of IDOT.
4. WCL owns and operates a main line of railroad through Cook County continuing into Lake County and to the Wisconsin border.

DOCKETED

5. Metra currently operates ten commuter trains per day from Chicago to Antioch, Illinois on the WCL main line described in the preceding paragraph.

6. To improve safety and efficiency of Metra operations and to accommodate future additional Metra trains on WCL's main line, officials from the Engineering Department of WCL and Metra have determined that construction of an additional track, at grade, across ILL 60 Town Line Road in Lake County is necessary to safely accommodate the current and projected Metra trains without interference from or delay caused by freight operations.

7. In order to complete this project, it will be necessary to modify certain traffic control items so as to increase the minimum preemption time from 36 to 38 seconds at the intersection of IL 60 and Butterfield Road, in the vicinity of the subject crossing (See Docket No. T99-0020).

8. On information and belief, the cost of these modifications is estimated to be \$7,511.97.

9. WCL believes that the cost for the modifications to these particular traffic control items should be the responsibility of IDOT.

10. WCL asserts that these traffic control items were a response to a public need necessitated by traffic patterns that developed after the construction of the railroad, and that their presence should not add costs to WCL when WCL, a private entity, chooses to develop its property for commercial purposes.

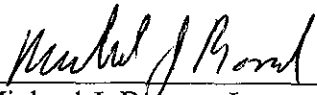
WHEREFORE, Petitioner Wisconsin Central Ltd. respectfully requests that the Commission:

- a. Set this matter for hearing;
- b. Allocate the costs of the modifications of the subject items to IDOT; and
- c. Provide such other and further relief as the Commission deems just and appropriate.

Dated at Chicago, Illinois this 22nd day of December, 2003.

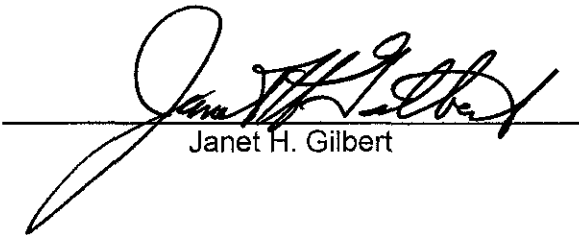
Respectfully submitted,

WISCONSIN CENTRAL LTD.

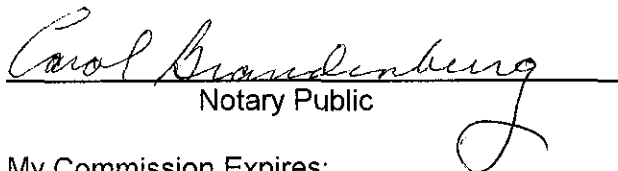
By:   
Michael J. Barron, Jr.  
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VERIFICATION

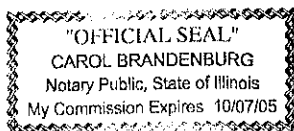
Janet H. Gilbert, being duly sworn, deposes and says that she is Assistant Secretary of Wisconsin Central Ltd., and she has read the foregoing Supplemental Petition of Wisconsin Central Ltd., and that the contents thereof are true and correct to the best of her knowledge and belief.

  
Janet H. Gilbert

Subscribed and sworn to  
before me this 2nd day of  
December, 2003.

  
Notary Public

My Commission Expires:



STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

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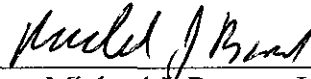
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**NOTICE OF FILING**

Ms. Stacey C. Hollo  
Counsel  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Room 300  
Springfield, IL 62764

PLEASE TAKE NOTICE that we have this 22nd day of December, 2003, mailed for filing with the  
Illinois Commerce Commission, Wisconsin Central Ltd.'s supplemental petition in the above-  
referenced matter, a copy of which is hereby served upon you.

WISCONSIN CENTRAL LTD.

By   
Michael J. Barron, Jr.  
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ARDC #6228809

**CERTIFICATE OF SERVICE**

I, MICHAEL J. BARRON, JR., an attorney, certify that on behalf of Wisconsin Central Ltd., I served the foregoing Supplemental Petition of Wisconsin Central Ltd. upon those made a party to this proceeding by enclosing copies of the foregoing in envelopes addressed to those parties as set forth below, postage prepaid, and depositing the envelopes in the United States Mail at 455 North Cityfront Plaza Drive, Chicago, IL on the 22nd day of December, 2003.

A handwritten signature in black ink, appearing to read "Michael J. Barron, Jr.", is written over a horizontal line.

Michael J. Barron, Jr.

Ms. Stacey C. Hollo  
Counsel  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Room 300  
Springfield, IL 62764